

CSD 2062 [05/19/17]

Court Telephone: (619) 557-5620 Court Hours: 9:00 am – 4:00pm, Monday-Friday
www.casb.uscourts.gov
 Leonard J. Ackerman, Chapter 7 Trustee, #171073
 6977 Navajo Road, #124
 San Diego, CA 92119
 (619) 463-0555

UNITED STATES BANKRUPTCY COURT
 SOUTHERN DISTRICT OF CALIFORNIA
 325 West F Street, San Diego, California 92101-6991

In Re

HYPERIKON, INC.

Debtor.

BANKRUPTCY NO. 21-01776-LT7

TRUSTEE'S NOTICE OF INTENDED ACTION AND OPPURTUNITY FOR HEARING

TO THE DEBTOR, ALL CREDITORS, AND OTHER PARTIES IN INTEREST:

You are hereby notified that the undersigned Trustee proposes to:☐

Compromise or settle the following controversy [description of controversy to be settled and standards for approval of a settlement as required by LBR 9019]; or

☐

Allowance of compensation or reimbursement of expenses by trustee in the amounts indicated below [information required by FRBP 2002(c)(2)]; or

Fees:

Costs:

☒

Other:

Allow Trustee to immediately pay the United States Small Business Administration (USSBA) pursuant to its secured claim (claim #13). Trustee has collected funds which he believes are secured by the USSBA claim, and seeks to avoid un-necessary administrative expenses such as interest and bank charges by paying the U.S.S.B.A. claim in full. Claim is approximately \$160,000 including interest charges.

IF YOU OBJECT TO THE PROPOSED ACTION:

1. **You are required** to obtain a hearing date and time from the appropriate Courtroom Deputy for the Judge assigned to this bankruptcy case. Determine which deputy to call by looking at the Bankruptcy Case No. in the caption on Page 1 of this notice. If the case number is followed by the letters:

- MM	-	call (619) 557-7407	-	DEPARTMENT ONE (Room 218)
- LA	-	call (619) 557-6594	-	DEPARTMENT TWO (Room 118)
- LT	-	call (619) 557-6018	-	DEPARTMENT THREE (Room 129)
- CL	-	call (619) 557-6019	-	DEPARTMENT FIVE (Room 318)

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2. **Within twenty-one (21)¹ days from the date of this notice**, you are further required to serve a copy of your **Declaration in Opposition** and separate **Request and Notice of Hearing** [Local Form CSD 1184²] upon the undersigned Trustee, together with any opposing papers. A copy of these documents must also be served upon the United States Trustee at 880 Front Street, Suite 3230, San Diego, CA 92101. The opposing declaration must be signed and verified in the manner prescribed by FRBP 9011, and the declaration must:
 - a. identify the interest of the opposing party; and
 - b. state, with particularity, the factual and legal grounds for the opposition
3. **You must** file the original and one copy of the Declaration and Request and Notice of Hearing with proof of service with the Clerk of the U.S. Bankruptcy Court at 325 West F Street, San Diego, California 92101-6991, no later than the next business day following the date of service.

If you fail to serve your “Declaration in Opposition to Intended Action” and “Request and Notice of Hearing” within the 21-day period provided by this notice, **no hearing will take place**, you will lose your opportunity for hearing, and the Trustee may proceed to take the intended action.

Dated: November 15, 2021

/s/ Leonard J. Ackerman

Chapter 7 Trustee

Address: 6977 Navajo Road, #124
San Diego, CA 92119

Phone No: (619) 463-0555

Email: ljabkatty@gmail.com

¹ Depending on how you were served, you may have additional time for response. See FRBP 9006.

² You may obtain Local Form CSD 1184 from the office of the Clerk of the U.S. Bankruptcy Court.

United States Bankruptcy Court
Southern District of California

In re:
Hyperikon, Inc.
Debtor

Case No. 21-01776-LT
Chapter 7

CERTIFICATE OF NOTICE

District/off: 0974-3
Date Rcvd: Nov 16, 2021

User: Admin.
Form ID: pdf905

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Total Noticed: 88

The following symbols are used throughout this certificate:

Symbol	Definition
+	Addresses marked '+' were corrected by inserting the ZIP, adding the last four digits to complete the zip +4, or replacing an incorrect ZIP. USPS regulations require that automation-compatible mail display the correct ZIP.
#	Addresses marked '#' were identified by the USPS National Change of Address system as requiring an update. While the notice was still deliverable, the notice recipient was advised to update its address with the court immediately.

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Nov 18, 2021:

Recip ID	Recipient Name and Address
db	+ Hyperikon, Inc., 8821 Production Ave., San Diego, CA 92121-2219
cr	+ Oracle America, Inc., Buchalter, A Professional Corporation, Shawn M. Christianson, 55 Second St., Ste. 1700, San Francisco, CA 94105-3493
14865183	+ Becknell Investors 2011 LLC, 2750 East 146th Street, #200, Carmel, IN 46033-7236
14877514	+ Bolt, 77 Geary St, San Francisco, CA 94108-5723
14865184	+ Braumiller Law Group, 5220 Spring Valley Road, Suite, Dallas, TX 75254-3099
14894649	+ Braumiller Law Group, PLLC, 5220 Spring Valley Road, Suite 200, Dallas, TX 75254-1943
14865185	+ Butterfield Schechter LLP, 10021 Willow Creek Road, #200, San Diego, CA 92131-1670
14865188	CT Corporation, Zuidpoolsingel 2408 ZE Alphen, and Rijn NETHERLANDS
14878470	+ Charles S. Stahl, Jr., Swanson, Martin & Bell, LLP, 2525 Cabot Drive, Suite 204, Lisle, IL 60532-3628
14865186	+ Cintas, PO Box 631025, Cincinnati, OH 45263-1025
14877515	CommerceHub, 25736 Network Place, Chicago, IL 60673-1257
14865187	+ Crest Beverage LLC, 8870 Liquid Ct., San Diego, CA 92121-2234
14898188	+ Crest Beverage, L.L.C., c/o Thomas C. Wolford, 2 North LaSalle Street, Suite 1700, Chicago, IL 60602-4000
14868839	+ Dean T. Kirby, Jr., Roberta S. Robinson, KIRBY & MCGUINN, A P.C., 707 Broadway, Ste 1750, San Diego, California 92101-5393
14865189	+ Demand Packaging LLC, 1607 Augusta Parkway, Henryville, IN 47126-4501
14865190	Department Homeland Sec. USCBP, 555 Battery St., Attn: Katrina Williams, San Francisco, CA 94111-2312
14877516	Direction principale des relat, Revenu Quebec, 3800, rue de Marly Quebec, G1X 4A5
14865191	Elite SEM/Tinuiti, PO Box 28415, New York, NY 10087-8415
14904876	Employment Development Department, Bankruptcy Group MIC 92E, PO BOX 826880, Sacramento, CA 95814
14892974	+ Encentiv Energy Inc., 1501 Ardmore Blvd., Suite 102, Pittsburgh, PA 15221-4451
14865192	+ Exfreight, 2290 - 10th Avenue, Suite 501, Lake Worth, FL 33461-6618
14865194	+ FedEx, PO Box 63247, North Charleston, SC 29419-3247
14894477	+ Federal Insurance Company, c/o Chubb, 436 Walnut Street - WA04K, Philadelphia, PA 19106-3703
14865195	+ Flexport, 760 Market Street, 8th Floor, San Francisco, CA 94102-2300
14897866	+ Fusion One Logistics, 3533 Rainsong Circle, Rancho Cordova, CA 95670-6983
14865197	+ Globaltranz Enterprises, Inc., 3001 N. Main Street, Prescott Valley, AZ 86314-2293
14865198	+ Home Goods, Inc - The TJX Comp, 300 Value Way, Marlborough, MA 01752-3093
14891803	+ HomeGoods, Inc., Mark R. Somerstein, Ropes & Gray LLP, 1211 Avenue of the Americas, New York, NY 10036-8704
14865199	HomeLite Technology Co., Ltd., No. 319 Jiugan Rd., Shanghai 201601 CHINA
14865200	+ Intact Insurance, 605 Highway 169 North, Suite 800, Minneapolis, MN 55441-6533
14885925	+ Jacqueline L. James, COX CASTLE & NICHOLSON LLP, 2029 Century Park East, 21st Floor, Los Angeles, California 90067-3007
14865201	+ Jan Brandrup, PO Box 1288, Rancho Santa Fe, CA 92067-1288
14865202	+ Laz Parking, PO Box 847370, Los Angeles, CA 90084-7370
14865203	+ Lighting Science Group Corp, PO Box 847370, Dept. #9819, Los Angeles, CA 90084-7370
14865204	M.H. Equipment, 4469 Solutions Center, Chicago, IL 60677-4004
14865205	+ MGM Partnership, 13359 Old Winery Road, Poway, CA 92064-1034
14886146	+ MH Equipment, c/o Karin Daly, 8901 N. Industrial Rd., Peoria, IL 61615-1509
14865206	MNP, Suite 2000, 330 5 Ave. S.W., Calgary Alberta CANADA T2P OL4
14891802	+ Mark R. Somerstein, Ropes & Gray LLP, 1211 Avenue of the Americas, New York, NY 10036-8704
14891874	+ Massachusetts Bay Insurance, Tiffany Punch Hanover Ins, 440 Lincoln Street, Worcester, MA 01653-0002
14877518	+ Massachusetts Dept. of Rev., 100 Cambridge Street, 2nd Floor, Boston, MA 02114-2509
14865207	+ Noel Kean, 10018 Holborn Street, Santee, CA 92071-5008
14877519	Non-Res. Reg. & Security-Frase, Canada Revenue Agency, 9755 King George Boulevard, Surrey BC V3T 5E1
14865208	+ Oracle America Inc., 500 Oracle Parkway, Redwood City, CA 94065-1677
14865209	+ Panitch Schwarze Belisario, Two Commerce Square, 2001 Market Street, Suite 2800, Philadelphia, PA 19103-7029

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14897867 + Pete Kistler, 336 W. 37th St., Suite 1200, New York, NY 10018-4282

14865211 Philips Lighting Holding B.V., Intellectual Property, 5656 AEEindhoven, The Netherlands

14865212 + Prolift, 12001 Plantside Drive, Louisville, KY 40299-6300

14897868 + Proxima 707 LLC, 3161 Michelson Drive, Suite 900, Irvine, CA 92612-4409

14865214 Quench USA, Inc., PO Box 781393, Philadelphia, PA 19178-1393

14865215 + Ray's Trash Services, Inc., 6251 S. Indianapolis Road, Whitestown, IN 46075-9525

14868768 + Roberta S. Robinson, KIRBY & McGUINN, APC, 707 Broadway, Suite 1750, San Diego, CA 92101-5393

14897865 + SREIT 4820 Indianapolis Drive, L.L.C., Attn: Jonathan D. Sundheimer, Barnes & Thornburg, 11 S. Meridian Street, Indianapolis, IN 46204-3535

14865216 Shenzhen Guanke Technologies, A101, Bldg 34 Zialang Ind. Zon, GUANGDONG, CHINA 518106

14865217 Shenzhen Hyperlite Lighting, Hongfa Ind. Area, Bldg. 5, 518000 Shenzhen CHINA

14865218 Shenzhen SNC Opto Electronics, BI 6 Zhengdaan Industry Pk 172, SongGang town, CHINA

14865219 Shenzhen Topband Co. LTD., No. 113 Dongxin Avenue, Huizhou City, CHINA

14865220 Signify Holding B.V., License, Bldg, HTC 5, 5th Floor, 5656 AE Eindhoven Netherlands

14865221 Sreit 8421 Bearing Drvive, LLC, PO Box 789956, Philadelphia, PA 19178-9956

14865222 + Steam Logistics, PO Box 117301, Atlanta, GA 30368-7301

14885935 + Thomas C. Wolford, NEAL, GERBER & EISENBERG LLP, Two North LaSalle Street, Suite 1700, Chicago, Illinois 60602-4000

14898187 + Thomas C. Wolford, Neal Gerber & Eisenberg LLP, 2 North LaSalle Street, Suite 1700, Chicago, IL 60602-4000

14878471 + Toyota Industries Commercial Finance, Inc., Charles S. Stahl, Jr., Swanson, Martin & Bell, LLP, 2525 Cabot Drive, Suite 204, Lisle, IL 60532-3628

14877521 Toyota Material Handling Midwe, 1888 Research Way, Indianapolis, IN 46231-3356

14897689 + U.S. Customs and Border Protection, Attn: Revenue Division, Bankruptcy Team, 6650 Telecom Dr., Suite 100, Indianapolis, IN 46278-2010

14877522 + U.S. Small Business Admin., SBA Disaster Loan Serv Center, 1545 Hawkins Blvd., Suite 202, El Paso, TX 79925-2654

14897830 + U.S. Small Business Administration, 312 N. Spring Street, 5th Floor, t, Los Angeles, CA 90012-2678

14865224 UL AG, 75 Remittance Drive, Ste. 1524, Chicago, IL 60675-1524

14865225 UPS Supply Chain Solution, Inc, 28013 Network Place, Chicago, IL 60673-1280

14865227 + USA Debt Recovery Solutions, 255 W. Foothill Blvd., #205, Upland, CA 91786-3807

14865228 #+ VELOX Media, 816 W. Bannock Street, Suite 306, Boise, ID 83702-5894

14865229 + Walmart Inc., c/o Bank of America, PO Box 500787, Saint Louis, MO 63150-0787

14877524 Washington State Dept. of Rev, P.O. Box 47476, Olympia, WA 98504-7476

14886500 + Wells Fargo Bank, N.A., 800 Walnut ST., MAC F0005-055, Des Moines, IA 50309-3605

14877525 Wells Fargo Equipment Finance, P.O. Box 7777, San Francisco, CA 94120-7777

14897869 + Wendego Information Technology, 10620 Treena Street, Suite 230, San Diego, CA 92131-1140

14877526 Wisconsin Department of Rev, PO Box 8901, Madison, WI 53708-8901

14895575 Wisconsin Department of Revenue, 4-SPU Bankruptcy, PO Box 8901, Madison, WI 53708-8901

14865232 Zhejiang Hengdian Tospo Imp., RM3/F World Trade Office Plaza, 122 Shuguang Rd Hangzhou CHINA

TOTAL: 79

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.

Electronic transmission includes sending notices via email (Email/text and Email/PDF), and electronic data interchange (EDI). Electronic transmission is in Eastern Standard Time.

Recip ID	Notice Type: Email Address	Date/Time	Recipient Name and Address
14877513	Email/Text: chickey@banksocal.com	Nov 16 2021 22:53:00	Bank of Southern California, 1620 5th Ave., Suite 120, San Diego, CA 92101
14906041	+ Email/Text: USCBNotices@cdtfa.ca.gov	Nov 16 2021 22:53:00	California Dept. of Tax and Fee Administration, Collections Support Bureau, MIC: 55, PO Box 942879, Sacramento, CA 94279-0001
14865193	+ Email/Text: legal@fastenal.com	Nov 16 2021 22:53:00	Fastenal Company, Property Administration, 1801 Theurer Blvd., Winona, MN 55987-1577
14906344	Email/Text: BKBNCNotices@ftb.ca.gov	Nov 16 2021 22:53:00	Franchise Tax Board, Bankruptcy Section MS A340, PO BOX 2952, Sacramento CA 95812-2952
14878982	Email/Text: DORBANKRUPTCYCOURTNOTICES@DOR.IN.GOV	Nov 16 2021 22:53:00	Indiana Department of Revenue, 100 N Senate Ave, Indianapolis, IN 46204
14877517	Email/Text: DORBANKRUPTCYCOURTNOTICES@DOR.IN.GOV	Nov 16 2021 22:53:00	Indiana Department of Rev, PO Box 6197, Indianapolis, IN 46206-6197
14869827	+ Email/Text: schrianson@buchalter.com	Nov 16 2021 22:53:00	Oracle America, Inc., c/o Shawn M. Christianson, Esq., Buchalter PC, 55 2nd St., 17th Fl., San Francisco, CA 94105-3493
14877520	+ Email/Text: recovery@paypal.com		

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14877523 Email/Text: vci.bkcy@vwcredit.com

Nov 16 2021 22:53:00 Paypal, 2211 N. First St., San Jose, CA 95131-2021

Nov 16 2021 22:53:00 Volkswagen Credit, 1401 Franklin Blvd., Libertyville, IL 60048

TOTAL: 9

BYPASSED RECIPIENTS

The following addresses were not sent this bankruptcy notice due to an undeliverable address, *duplicate of an address listed above, *P duplicate of a preferred address, or ## out of date forwarding orders with USPS.

Recip ID	Bypass Reason	Name and Address
14885927		2029 Century Park East, 21st Floor
14877512		Acuity Consulting, Vasagatan 16, 111 20 Stockholm, Sweden
14885926		COX CASTLE & NICHOLSON LLP
14885930		Email: jjames@coxcastle.com
14885928		Los Angeles, California 90067
14885929		Telephone: (310) 284-2200
14865223		Toppo Lighting Company Limited, Building 6, Huang Rd GaoQiao, LongGang Dist. Shenzhen 518117
14865231		Xen Uaj Doel, Franklin Ruzvelt 7.1011, 1000 Skopje North Macedonia, Skopje, Macenonia

TOTAL: 8 Undeliverable, 0 Duplicate, 0 Out of date forwarding address

NOTICE CERTIFICATION

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed .R. Bank. P.2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Nov 18, 2021

Signature: /s/Joseph Speetjens

CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on November 15, 2021 at the address(es) listed below:

Name	Email Address
David A. Warfield	on behalf of Debtor Hyperikon Inc. dwarfield@thompsoncoburn.com
Haeji Hong	on behalf of United States Trustee United States Trustee Haeji.Hong@usdoj.gov USTP.Region15@usdoj.gov,tiffany.l.carroll@usdoj.gov,Abram.S.Feuerstein@usdoj.gov
Jacqueline L. James	on behalf of Creditor Creditor Crest Beverage jjames@coxcastle.com
Jeffrey N Brown	on behalf of Debtor Hyperikon Inc. jbrown@thompsoncoburn.com
Jonathan Boustani	on behalf of Creditor SREIT 4820 Indianapolis Drive L.L.C. jboustani@btlaw.com
Leonard J. Ackerman	ljabkatty@gmail.com lja@trustesolutions.net
Roberta S. Robinson	on behalf of Trustee Leonard J. Ackerman RRobinson@kirbymac.com jwilson@kirbymac.com;dkirby@kirbymac.com
Shawn Christianson	on behalf of Creditor Oracle America Inc. schristianson@buchalter.com, cmcintire@buchalter.com

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United States Trustee

ustp.region15@usdoj.gov

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